

UNITED STATES DISTRICT COURT  
IN AND FOR THE NORTHERN DISTRICT OF IOWA  
CENTRAL DIVISION

FRASERSIDE IP LLC, an Iowa Limited  
Liability Company,

Plaintiffs,

vs.

IGOR KOVALCHUK, d/b/a  
DRTUBER.COM and [www.drtuber.com](http://www.drtuber.com)  
and JOHN DOES 1 - 100 and JOE DOE  
COMPANIES 1 - 100,

Defendants.

)  
)  
) CASE NO. 11-cv-3040-MWB  
)  
)  
) DEFENDANT IGOR  
) KOVALCHUK'S PARTIAL  
) WITHDRAWAL OF MOTION TO  
) DISMISS  
)  
)  
)  
)  
)

Defendant Igor Kovalchuk hereby withdraws two of the grounds asserted in his motion to dismiss and in support states:

1. On November 10, 2011, Defendant filed a Motion to Dismiss asserting three distinct and independent grounds for the motion.

2. Without waiving any defenses it may have, at this time, Defendant withdraws the Fed. R. Civ. P. 12(b)(1) and 12(b)(6) challenges only.

3. The only remaining issue before the Court on Defendant's Motion to Dismiss is the challenge to personal jurisdiction pursuant to Fed. R. Civ. P. 12(b)(2).

WHEREFORE, Defendant Igor Kovalchuk respectfully requests he be permitted to withdraw only those challenges pursuant to Fed. R. Civ. P. 12(b)(1) and 12(b)(6).

Respectfully submitted,

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**CERTIFICATE OF SERVICE**

The undersigned hereby certifies that a copy of this document was served upon counsel of record for each party to the action in compliance with FRCP 5 on December 21, 2011, by:

☒ Electronically via ECF for ECF registrants  
☐ U.S. Mail \_\_\_\_\_  
☐ Fax \_\_\_\_\_  
☐ Fed Ex \_\_\_\_\_  
☐ Hand Delivered \_\_\_\_\_  
☐ other \_\_\_\_\_

**Julie A. Miller** \_\_\_\_\_